

DECISION MEMORANDUM

TO: COMMISSIONER ANDERSON
COMMISSIONER HAMMOND
COMMISSIONER LODGE
COMMISSION SECRETARY
COMMISSION STAFF
LEGAL

FROM: MICHAEL DUVAL
DEPUTY ATTORNEY GENERAL

DATE: MARCH 7, 2023

SUBJECT: IN THE MATTER OF IDAHO POWER COMPANY’S APPLICATION FOR APPROVAL OF A SECOND AMENDMENT OF THE ENERGY SALES AGREEMENT FOR THE SALE AND PURCHASE OF ELECTRIC ENERGY FROM THE TAMARACK CSPP PROJECT; CASE NO. IPC-E-23-03.

On February 16, 2023, Idaho Power Company (“Company”) applied to the Commission requesting approval of the Second Amendment (“Amendment”) to its Energy Sales Agreement (“ESA”) with Evergreen Energy, Inc¹ (“Seller”) for the Tamarack CSPP project (“Facility”) located in Adams County, Idaho. The Amendment seeks to update the Seller’s name in the ESA from “Evergreen Energy Inc” to “Tamarack Mill, LLC”. Application at 3.

STAFF RECOMMENDATION

Staff recommends of the Commission issue a Notice of Application and Notice of Modified Procedure setting a 21-day public comment deadline and 7-day party reply deadline.

COMMISSION DECISION

Does the Commission wish to issue a Notice of Application and Notice of Modified Procedure establishing a 21-day public comment deadline and 7-day party reply deadline?



Michael Duval
Deputy Attorney General

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¹ Numbered paragraph 1 of the Application refers this entity as “Evergreen Energy, LLC”. Application at 2. This decision memorandum refers to the current Seller as “Evergreen Energy, Inc” because that is the name that the Application’s quotation of the Amendment uses. Application at 3. “Evergreen Energy, Inc” also seems to be the relevant entity on the Idaho Secretary of State’s website.